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2/26/07

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*Counsel for the Official Committee of Equity Security Holders of  
USA Capital First Trust Deed Fund, LLC*

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:	) BK-S-06-10725-LBR
USA COMMERCIAL MORTGAGE COMPANY	) Chapter 11
Debtor	)
In re:	) BK-S-06-10726-LBR
USA CAPITAL REALTY ADVISORS, LLC,	) Chapter 11
Debtor	)
In re:	) BK-S-06-10727-LBR
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,	) Chapter 11
Debtor	)
In re:	) BK-S-06-10728-LBR
USA CAPITAL FIRST TRUST DEED FUND, LLC,	) Chapter 11
Debtor.	)
In re:	) BK-S-06-10729-LBR
USA SECURITIES, LLC,	) Chapter 11
Debtor.	)
Affects	)
<input type="checkbox"/> All Debtors	)
<input type="checkbox"/> USA Commercial Mortgage Co.	)
<input type="checkbox"/> USA Securities, LLC	) DATE: March 15, 2007
<input type="checkbox"/> USA Capital Realty Advisors, LLC	) TIME: 9:30 a.m.
<input type="checkbox"/> USA Capital Diversified Trust Deed	)
<input checked="" type="checkbox"/> USA First Trust Deed Fund, LLC	)

**NOTICE OF ENTRY OF ORDER RE STIPULATION RE MOTION BY THE  
OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL  
FIRST TRUST DEED FUND LLC TO ESTIMATE AN ADEQUATE RESERVE FOR  
UNLIQUIDATED AND DISPUTED CLAIMS IN ORDER TO PERMIT FURTHER  
DISTRIBUTIONS TO FTDF MEMBERS (MIRZAIAN)**

PLEASE TAKE NOTICE that an Order re Stipulation re Motion by the Official

1 Committee of Equity Security Holders of USA Capital First Trust Deed Fund, LLC to  
2 Estimate an Adequate Reserve for Unliquidated and Disputed Claims in Order to Permit  
3 Further Distributions to FTDF Members (Mirzaian) was entered on the 26<sup>th</sup> day of February,  
4 2007, a true and correct copy of which is attached.  
5

6 DATED this 26th day of February, 2007.

7 SHEA & CARLYON, LTD.

8 

9 CANDACE C. CARLYON  
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22 Los Angeles, CA 90067  
23 Counsel for the Official Committee of Equity  
24 Security Holders of USA Capital First Trust  
25 Deed Fund, LLC  
26  
27  
28



Entered on Docket  
February 26, 2007

*Linda B. Riegle*

Hon. Linda B. Riegle  
United States Bankruptcy Judge

STUTMAN, TREISTER & GLATT, P.C.  
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*Counsel for the Official Committee of Equity Security Holders of  
USA Capital First Trust Deed Fund, LLC*

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:  
USA COMMERCIAL MORTGAGE COMPANY  
Debtor

) BK-S-06-10725-LBR  
) Chapter 11

In re:  
USA CAPITAL REALTY ADVISORS, LLC,  
Debtor

) BK-S-06-10726-LBR  
) Chapter 11

In re:  
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,  
Debtor

) BK-S-06-10727-LBR  
) Chapter 11

In re:  
USA CAPITAL FIRST TRUST DEED FUND, LLC,  
Debtor.

) BK-S-06-10728-LBR  
) Chapter 11

In re:  
USA SECURITIES, LLC,  
Debtor.

) BK-S-06-10729-LBR  
) Chapter 11

## Affects

- ☐ All Debtors  
☐ USA Commercial Mortgage Co.  
☐ USA Securities, LLC  
☐ USA Capital Realty Advisors, LLC  
☐ USA Capital Diversified Trust Deed  
☒ USA First Trust Deed Fund, LLC

DATE: March 15, 2007  
TIME: 9:30 a.m.

**ORDER RE STIPULATION RE MOTION BY THE OFFICIAL COMMITTEE OF**  
**EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND**  
**LLC TO ESTIMATE AN ADEQUATE RESERVE FOR UNLIQUIDATED AND**  
**DISPUTED CLAIMS IN ORDER TO PERMIT FURTHER DISTRIBUTIONS TO**  
**FTDF MEMBERS (MIRZAIAN)**

The Court having considered the Motion by the Official Committee of Equity Security  
 Holders of USA Capital First Trust Deed Fund, LLC to Estimate an Adequate Reserve for  
 Unliquidated and Disputed Claims in Order to Permit Further Distributions to FTDF Members  
 (the "Motion"); Candace C. Carlyon, Esq. of the law firm of Shea & Carlyon, Ltd. appearing  
 on behalf of the Official Committee of Equity Security Holders of USA Capital First Trust  
 Deed Fund, LLC and advising the Court that stipulations have been reached with all  
 Claimants subject to the Motion with the exception of the claim of Katrine Mirzaian (the  
 "Mirzaian Claim"); and good cause appearing:

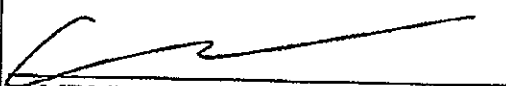
IT IS HEREBY ORDERED THAT the Motion is set for hearing as to the Mirzaian  
 Claim on March 15, 2007 at 9:30 a.m.

IT IS FURTHER ORDERED THAT nothing contained herein or in the Motion shall  
 prohibit interim distributions as previously approved by this Court by orders entered on

1 August 24, 2006 (Docket no. 1184) and October 2, 2006 (Docket no. 1424).

2  
3 SUBMITTED BY:

4 SHEA & CARLYON, LTD.

5  
6   
7 JAMES PATRICK SHEA  
8 CANDACE C. CARLYON  
9 SHLOMO S. SHERMAN  
233 South Fourth Street, Second Floor  
Las Vegas, Nevada 89101

10 APPROVED:

11 RAY QUINNEY & NEBEKER P.C.

12 /s/ Jeanette McPherson, Esq.

13 Annette W. Jarvis, Utah Bar No. 1649  
14 36 South State Street, Suite 1400  
15 Salt Lake City, Utah 84145-0385

16 and

17 SCHWARTZER & MCPHERSON LAW FIRM  
18 Lenard E. Schwartzer  
19 Jeanette E. McPherson  
2850 South Jones Boulevard, Suite 1  
Las Vegas, Nevada 89146-5308  
20 Counsel for the Debtor

21 REVIEWED:

22 OFFICE OF U.S. TRUSTEE

23 Unavailable

24  
25 AUGUST B. LANDIS, ESQ.  
300 Las Vegas Blvd. S., #4300  
26 Las Vegas, NV 89101

ORDER

IT IS SO ORDERED.

PREPARED AND SUBMITTED by:

STUTMAN, TREISTER & GLATT, P.C. and  
SHEA & CARLYON, LTD.

By: 

Andrew M. Parlen, Esq.  
Shlomo S. Sherman, Esq.  
Attorneys for the Official Committee of  
Equity Security Holders of USA Capital First  
Trust Deed Fund, LLC

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